

Docket No. 2026-4172

**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, the information given herein is true, that I believe I am the original, first and sole (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which patent is sought on the invention entitled: DIAGNOSTIC METHODS AND GENE THERAPY USING REAGENTS DERIVED FROM THE HUMAN METASTASIS SUPPRESSOR GENE KAI1

which is described in:  PCT International Application No. \_\_\_\_\_ filed \_\_\_\_\_  
 the attached application or  the specification in application Serial No. 08/430,225 filed April 28, 1995  
(if applicable) and amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to me which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56 (a).

I hereby claim foreign priority benefits under Title 35 United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign applications(s) for patent or inventor's certificate or any PCT international applications(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

| COUNTRY | APPLICATION | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 USC § 119                   |
|---------|-------------|--------------------------------------|--|
|         |             |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|         |             |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|         |             |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) or PCT International application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

| Application Serial No. | Filing Date | Status: patented, pending, abandoned |
|------------------------|-------------|--------------------------------------|
|                        |             |                                      |
|                        |             |                                      |
|                        |             |                                      |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

James C. Haight, Reg. No. 25,588; Gloria Richmond, Reg. No. 30,416; Robert Benson, Reg. No. 33,612; Jack Spiegel, Reg. No. 34,477; Laurence J. Hyman, Reg. No. 35,551; Susan S. Rucker, Reg. No. 35,762; David R. Sadowski, Reg. No. 32,808 Arthur J. Cohn, Reg. No. 37,800 and Steve Ferguson, Reg. No. 38,448 all of the Office of Technology Transfer, National Institutes of Health, Box 13, 6011 Executive Boulevard, Suite 325, Rockville, Maryland 20852.

I further direct that all correspondence concerning this application be directed to:

Patent Branch  
Office of Technology Transfer  
National Institutes of Health  
Box 13  
6011 Executive Boulevard, Suite 325  
Rockville, Maryland 20852  
Telephone: (301) 496-7056  
Fax: (301) 402-0220

Docket No. 2026-4172

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of first joint inventor: Jin-Tang Dong

Inventor's signature: Jin-Tang Dong Date: 6.6.95

Country of Citizenship: China

Residence: 4-A Nutmeg Knoll Ct., Cockeysville, Maryland 21030, U.S.A.

Post Office Address: 4-A Nutmeg Knoll Ct., Cockeysville, Maryland 21030, U.S.A.

Full Name of second inventor: J. Carl Barrett

Inventor's signature: J. Carl Barrett Date: 6-16-95

Country of Citizenship: United States of America

Residence: 7008 Turkey Farm Road, Chapel Hill, North Carolina 27514, U.S.A.

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Full Name of third inventor: Patricia W. Lamb

Inventor's signature: Patricia W. Lamb Date: 6/16/95

Country of Citizenship: United States of America

Residence: 401 Whitehall Way, Cary, North Carolina 27511, U.S.A.

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Full Name of fourth inventor: John T. Isaacs

Inventor's signature: John T. Isaacs Date: 6/16/95

Country of Citizenship: United States of America

Residence: 13638 Poplar Hill Road, Phoenix, Maryland 21030, U.S.A.

Post Office Address: 13638 Poplar Hill Road, Phoenix, Maryland 21030, U.S.A.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dong et al.

Art Unit: 1632

Serial No.: 09/232,507

CERTIFICATE OF MAILING

Filed: April 28, 1995

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on 24 Aug 2003 as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

Title: DIAGNOSTIC METHODS AND GENE THERAPY USING REAGENTS DERIVED FROM THE HUMAN METASTASIS SUPPRESSOR GENE KAI1

W. William D. Noonan

Examiner: G. Lee

## ASSOCIATE POWER OF ATTORNEY AND REVOCATION OF PRIOR ASSOCIATE POWERS

Commissioner for Patents  
Washington, DC 20231

Dear Sir or Madam:

The undersigned attorney of record, pursuant to the provisions of 37 CFR § 1.33 and §1.34 and MPEP 402.02, hereby revokes the previous associate power of attorney and appoints the following representatives of Klarquist Sparkman Campbell Leigh & Whinston, LLP as associate attorneys in this application:

| Name                    | Reg. No. | Name                | Reg. No. |
|-------------------------|----------|---------------------|----------|
| Richard J. Polley       | 28,107   | Michael D. Jones    | 41,879   |
| William D. Noonan       | 30,878   | Gregory L. Maurer   | 43,781   |
| Mark L. Becker          | 31,325   | Tanya M. Harding    | 42,630   |
| Donald L. Stephens, Jr. | 34,022   | Susan Alpert Siegel | 43,121   |
| Stacey C. Slater        | 36,011   | Paula A. DeGrandis  | 43,581   |
| Lisa M. Caldwell        | 41,653   | Samuel E. George    | 44,119   |

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Respectfully submitted,

Date 7/19/2003

Jack Spiegel  
Jack Spiegel  
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## CHANGE OF CORRESPONDENCE ADDRESS

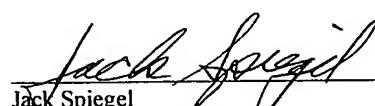
Commissioner for Patents  
Washington, DC 20231

Dear Sir or Madam:

Please address all future correspondence in the above-identified application to:

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Respectfully submitted,

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